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# ATTORNEY'S DOCKET NUMBER: 2006579-0128 (CTX-065) IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOV 1 4 2005

Applicant:

Hayton, et al.

Examiner: Diem K. Cao

Serial Number:

09/846,884

Art Unit: 2194

Filed:

May 1, 2001

Title:

"Methods And Apparatus For Creating A User Interface Using Property

Paths"

Mail Stop: Amendments Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 CFR §§ 1.56, 1.97 and 1.98, Applicant requests consideration of this Information Disclosure Statement.

## Type of Statement

The present Information Disclosure Statement is:

- [] An original Information Disclosure Statement; or
- [X] A supplemental Information Disclosure Statement.

Certificate of Mailing

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop: Amendments, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 14, 2005

Date

Signatur

Cynthia M. Gilbert Name of Person Signing

## Compliance with 37 CFR § 1.97

The present Information Disclosure Statement is being filed:

[X]	Pursuant to 37 CFR § 1.97(b); no fee or certification is required:						
	[]	With	Within three months of the filing date of a national application other than				
		a continued prosecution application under § 1.53(d);					
	[]	Within three months of the date of entry of the national stage as set forth					
		in § 1.491 in an international application;					
	[]	Before the mailing of a first Office action on the merits; or					
	[X]	Befor	Before the mailing of a first Office action after the filing of a request for				
		conti	nued examination under § 1.114.				
[]	Pursu	ant to 3	37 CFR § 1.97(c) after the dates listed above but before the mail	ling			
	date of any of a final action under § 1.113, a notice of allowance under § 1.311, o						
	an act	ion that	t otherwise closes prosecution in the application; Applicant her	eby			
	either:						
		Certif	fies that either:				
		[]	each item of information contained in the information disclos	sure			
			statement was first cited in any communication from a foreig	n			
			patent office in a counterpart foreign application not more that	an			
			three months prior to the filing of the information disclosure				
			statement; or				
		[]	That no item of information contained in the information				
			disclosure statement was cited in a communication from a for	reign			
			patent office in a counterpart foreign application, and, to the				
			knowledge of the person signing the certification after makin	g			
			reasonable inquiry, no item of information contained in the	981v1			

information disclosure statement was known to any individual designated in § 1.56(e) more than three months prior to the filing of

the information disclosure statement; or

- [ ] Includes herewith the fee set forth in § 1.17(p),
- [] Pursuant to 37 CFR § 1.97(d), after the mailing date of any final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application; Applicant hereby both:
  - [] Certifies that either:
    - [] each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or
    - [] That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of

the information disclosure statement; and

[] Includes herewith the fee set forth in § 1.17(p).

### Content of the Information Disclosure Statement

Applicant hereby makes of record in the above-identified application the reference(s) — listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

Applicant includes copies of references as indicated below:

- [X] A copy of each cited reference not indicated with an asterisk is included;
- [X] Copies of references indicated with an asterisk on the attached form PTO-1449 are not included pursuant to 37 CFR § 1.98(a)(2)(ii);
- [ ] Copies of English translations of one or more non-English references are included.

Applicant hereby makes the following additional information of record in the aboveidentified application:

Applicant certifies that the Information Disclosure Statement either:

- [X] Does not contain non-English language citations;
- [ ] Includes one or more translations of a non-English citation; or
- [ ] Does contain non-English language citations

#### Remarks

The submission of this Information Disclosure Statement should not be construed as a representation that a search has been made.

The submission of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56(b).

The submission of this Information Disclosure Statement shall not be construed as a representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 USC §102.

It is respectfully requested that:

- 1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- 2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited patent(s) and publication(s) has (have) been fully considered by the Patent and Trademark Office during the examination of this application;
- 3. The citations for the patent(s) and publication(s) be printed on any patent which issues from this application; and
- 4. Applicant directs the Examiner's attention to the following related United States patent applications:

Our Reference No.	Serial No.	Filing Date
CXT-038	09/470825	12/23/1999
CXT-054	09/704,904	11/02/2000
CXT-058	09/704,948	11/02/2000
CXT-059	09/704,857	11/02/2002
CXT-060	09/705,170	11/02/2000
CXT-061	09/704,896	11/02/2000
CTX-062	09/704,897	11/02/2000
CTX-063	09/708,327	11/08/2000
CTX-064	09/846,896	05/01/2001

Notwithstanding any statements by Applicants, the Examiner is urged to form his or her own conclusions regarding the relevance of the cited reference(s).

Dated: November 14, 2005

Respectfully submitted,

John D. Lanza Reg. No. 40,060

CHOATE, HALL & STEWART, LLP 2 International Place Boston, Massachusetts 02110 (617) 248-5000 (617) 248-4000

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(038.36	everai sneeis ij necessary)	May 1, 2001			
U.S. PATENT	T DOCUMENTS				
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Examiner's Initials:	Serial Number:	Applicant:	Filing Date:	<b>G</b> roup:	Art Unit:
	09/704,904*	Hayton, et al.	11/2/01		
	09/704,948*	Hayton, et al.	11/2/01		
	09/705,170*	Hayton, et al.	11/2/01		
	09/704,857*	Hayton, et al.	11/2/01		
	09/704,896*	Hayton, et al.	11/2/01		
FOREIGN PA	ATENT DOCUMENTS				
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Initials  OTHER DOC  Examiner's	CUMENTS  Citation (Including Author Application)  Herb, "The Animator Application of Application	or, Title, Date, Pertinolet (1.0.2) - example/cu/help/jdk/demo/A 24480/01 (October 9 Report to PCT/US0 inary Examination R	ent Pages, Etc.) e 1" in nimator/1.0.2/Animator,ja , 2003) 2 Pages. 0/34848 (May 18, 2001) 8 eport to PCT/US00/34848	Yes  va voi 1.9 p  pages.  (May 6, 20	op 19 pgs.,
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